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Washington, DC 2023

March 3, 2003

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In re application of:
Alok Nigam DECISION ON PETITION
Serial No.: 09/704,261
Filed: November 1, 2000
For: STURELESS IMPLANTABLE DEVICE AND
METHOD FOR TREATMENT OF GLAUCOMA

This is a decision on the petitions received on August 29, 2002, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed March 22, 2001. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned May 23, 2001.

On August 29, 2002, the office received a communication from the attorney of record. Enclosed was an acknowledgement that the attorney never received the Notice to File Missing Parts mailed March 22, 2001.

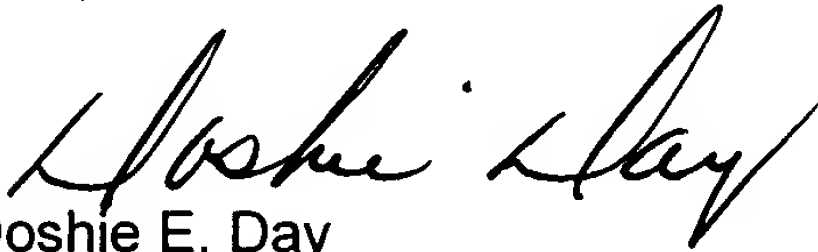
The evidence submitted is sufficient to establish that the petitioners never received the Notice to File Missing parts mailed March 22, 2001.

The petition is hereby GRANTED.

A new Notice to File Missing Parts is enclosed with this Decision setting forth a new response period of two months from the date of the notice.

The office regrets any inconvenience this may have caused the client.

Telephone inquiries concerning this matter may be directed to Doshie E. Day at (703) 308-3640.

A handwritten signature in black ink, appearing to read "Doshie E. Day". The signature is fluid and cursive, with the first name "Doshie" and last name "Day" clearly distinguishable.

Doshie E. Day
Program Management Assistant
Office Initial Patent Examination